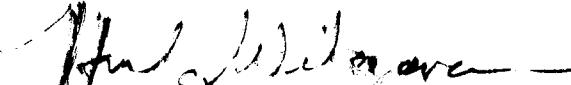


UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

EDWIN JAMES BITTNER,)
Plaintiff,)
v.) CIVIL ACTION NO. 04-12465-MLW
OPTOS, INC.,)
Defendant.)

STIPULATION OF DISMISSAL WITH PREJUDICE

Plaintiff Edwin James Bittner and Defendant Optos, Inc., hereby stipulate and agree to dismiss the above captioned lawsuit filed by plaintiff against defendant with prejudice, with each party to bear its own costs and attorneys' fees. All rights of appeal are hereby waived.


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Dated: January 27, 2006